IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

WP(C).No. 29209 of 2007(B)

PETITIONER:

V.K. MUSTHAFA, S/O. KUTTIYALI,
AGED 46 YEARS, IRITTY, KIZHOOR AMSOM,
MANAGING PARTNER, SHALIMAR TRADING CO.,
KALPETTA P.O., WAYANAD DISTRICT.

BY ADV. SRI.G.SUKUMARA MENON
SMT.DEEPTHI S.MENON

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
WAYANAD DISTRICT, WAYANAD.

2. SUB INSPECTOR OF POLICE,
KALPETTA POLICE STATION, KALPETTA,WAYANAD DISTRICT

BY ADV. SHRI.I.V.PRAMOD, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

WP(C) No. 29209 of 2007

Dated, this the 8th day of October, 2007

J U D G M E N T

The issue raised in the writ petition relates to seizure of 210 bags of boiled rice. Petitioner submits that the rice seized was purchased from Changanassery and that there was no reason for its seizure. Be that as it may, the proceedings initiated pursuant to the seizure is pending adjudication by the 1st respondent. In the meantime, petitioner submits that he has filed Ext.P5 representation, enclosing therein the documents supporting his contentions. It is complained that no action has been taken on Ext.P5 and that the delay in the matter will result in spoiling the old stock of rice.

2. Now the matter is pending before the 1st respondent, what is required to be done is to direct the 1st respondent to complete the proceedings initiated against the petitioner as expeditiously as possible. Accordingly, I dispose of this writ petition directing the 1st respondent to complete the proceedings in relation to the rice seized as expeditiously as possible, at any rate, within a period of two months from the date of receipt of a copy of this judgment.

3. In the meantime, the petitioner can also apply to the 1st respondent for interim custody, in which case, the same shall also to be considered by the 1st respondent and orders thereon should be passed without delay, taking into account Ext.P5 representation and other documents. Decision shall be taken with notice to the petitioner.

The petitioner shall produce a copy of this judgment along with copy of the writ petition before the 1st respondent for compliance.

(ANTONY DOMINIC, JUDGE.)

jg